

Board of Commissioners
August 21, 2007 – 2:30 pm

Meeting called to order by President Rininger. Commissioners Rininger, Logsdon, Gogel, and Board Attorney Lueken were present.

American Legion Post 254 Baseball Team

Logsdon declared on behalf of the Board of County Commissioners he would like to congratulate Jim Haaff and the American Legion Post 254 Baseball Team for winning the 2007 Great Lakes Regional Baseball Championship and wish them well in the upcoming World Series. Gogel seconded. All in favor. Lueken prepared Resolution 2007-13. Logsdon made a motion to approve. Gogel seconded. All in favor.

Voter Registration

Clerk Jochim presented the commissioners with the agreement with the State of Indiana for the voter registration equipment. Gogel made a motion to approve the agreement. Logsdon seconded. All in favor.

Logsdon question Jochim about the possibility of the state requiring a paper trail on all votes and if it was possible to do with the current voting machines. Jochim stated yes; all absentee votes would have to be used. Lueken stated that a printer may be able to be added to the current machines. Logsdon asked about the old voting machines that are in storage. Jochim stated she was waiting until the state decided what they were going to do. Logsdon suggested selling them if the current machines can be modified to be used. Jochim stated that they can be given away to third world countries. Rininger suggested Jochim get them appraised to see if there is any value in selling them and report back to the commissioners.

Emergency Preparedness

Local Public Health Coordinator, Jennifer Byerly, stated that the grant for her position is up for renewal, and that a technical review of the Emergency Preparedness Plan was recently done. She gave the board two mutual aid agreements with Perry and Warrick that need to be re-signed, along with a document stating that the technical review of the Emergency Preparedness Plan was done. Byerly stated that Spencer County received a very high score. Some items were added to the plan, including a “Repair and Redundancy” policy and a statement from the Sheriff on the “Use of Force”. Spencer County has also entered into a Salamander User Agreement, which would be used to make badges in the event of an emergency. A copy of a Memorandum of Understanding which was signed with the Indiana Rural Health Association was given to the commissioners, along with a copy of the Spencer County 9-1-1 Dispatch Public Health Emergency Contact Protocol.

Gogel asked Byerly if each of the agencies listed in the plan know what their role is in case of an emergency and have they had input in developing this plan. Byerly stated there are some sections strictly for the health department, but the original plan was developed before she was in the position. Gogel expressed concern that some of the agencies that will be required to participate may not have been involved in the development. EMA Director Perdue stated that there are things that he needs to go over with Byerly and that he needs to be informed of changes. Logsdon stated that now that everyone is aware, the groups need to meet and go over all of the plans.

Logsdon made a motion to approve the MOUs. Gogel seconded. All in favor.

Mutual Aid Agreements

Perdue stated that all nine trustees and all of the fire departments have now signed a mutual aid agreement between all of the fire departments.

Health Insurance Wellness

Pete Franzman of Franzman Insurance and Mary Beth Hurst of SIHO presented the commissioners with a plan for wellness testing. Last year the cost was \$24 per participant and this year the cost would be \$25.20 per participant. Rininger stated that he would like to see more participation. Franzman stated that there are options that can be given to encourage participation. Franzman explained that wellness testing is a positive for the county and for the employee due to early detection. Logsdon proposed that Franzman and Hurst meet with the association of workers for the jail and highway and then decide what to do. Councilman Kroeger asked why it was necessary since the insurance already pays for a physical each year. Franzman stated that the wellness testing is cheaper and it may prompt some people to go see their doctor who might not otherwise. Franzman also stated that the employees need to know that the information will not be used against them and

Commissioners August 21, 2007 cont.

the testing is important. Hurst stated that it needs to be presented as an extra benefit provided to the employees. Logsdon made a motion to set up wellness information meetings and health screenings. Gogel seconded. All in favor.

Additional Appropriations

Insurance – Shelton explained that an additional is needed to pay health insurance premiums and claims. She stated that \$300,000 should get the county through the end of the year. Logsdon made a motion to request a \$300,000 additional. Gogel seconded. All in favor.

Unemployment Insurance – Shelton asked the commissioners to request an additional to pay unemployment insurance. The balance is low due to an increase in the number of former employees on filing. Logsdon made a motion to request a \$4,000 additional. Gogel seconded. All in favor.

Bonds

Shelton gave Rininger a Change Rider for the Reo Water, Inc. Bond - lowering the bond from \$25,000 to \$5,000; and a Bond Release for the Town of Santa Claus because the bond was re-written with a different company. Both were voted on and approved at a prior meeting. Rininger signed both as commissioner president.

Animal Control Board

The current animal control committee has recommended the following individuals to fill the seats on the Animal Control Board:

County Commissioners: David Gogel

City/Town: Joey Brown of Santa Claus, Curtis Conley of Dale, Rockport (waiting on a recommendation from Mayor Packer)

Spencer County Humane Society: Joy Zook

Local Veterinarian: Dr. Kevin Kennedy

At-Large: Susan Waterman

David Gogel made a motion to make the appointments as recommended. Logsdon seconded. All in favor.

Highway Report

Dump Truck - Painter explained that one of the three International Dump Trucks came in and the company would like to get paid for that one instead of waiting for the other two. The money has already been appropriated. Lueken reviewed the paper work and stated he would like the issue tabled until next meeting because he is confused over the amount they are asking for in the invoice.

Vectren – Painter showed the commissioners the estimate he has prepared for Vectren to repair the damage done by Vectren during their pole replacement project. Logsdon made a motion to forward the estimate to Vectren and request the amount of \$74,943. Gogel seconded. All in favor.

Signage – Painter stated he has received another request to put up a sign. A resident put up a “Handicapped Child” sign on their own and it was stolen. The resident has requested that the county replace the sign. Lueken stated that he would like input from MIA, the county’s liability insurance company. Logsdon stated he would like Lueken to prepare a legal opinion as to the counties liability if the county does or does not put up this sign. Lueken stated he will report back at the next meeting. Shelton was requested to check the minutes for the past decision on “Slow Children At Play” signs.

County Corrections Board

Prosecutor Dartt stated that if everything works out as planned, money should be coming in by the end of the year to help fund the County Corrections Board. He and Deputy Prosecutor Wilkinson have been putting in for grants and meeting with all of the agencies involved with county corrections. Dartt stated he would like to have the board appointed at the next commissioners meeting, than the corrections board can meet and finish out the budget. He is hoping that by the October meeting the board can come back with the budget and new hires for commissioner approval. Rininger asked Dartt to send the commissioners a list of recommendations for the board before the next commissioners meeting. Gogel made a motion to have Dartt make recommendations. Logsdon seconded. All in favor.

Commissioners August 21, 2007 cont.

Sheriff Lindsey stated that State Commissioner Donahue will be in the area Wednesday the 22nd to tour the jail and would like to invite the commissioners to come also.

Township Assistance Appeal Hearing

Lynn Murphy of 4293 N. Elm St. in Richland came before the commissioners to appeal the decision by Luce Township Trustee Pete Rapp to deny her assistance. Sheriff Lindsey was present to assist in interpretation due to Murphy being hard of hearing. Murphy stated that she is upset about the way she and her family were treated. Rapp stated that Murphy applied and was granted assistance in June with the understanding that she would set up and adhere to a budget plan with Vectren. At the time of the hearing Murphy's electricity had been turned back on. Lueken explained the Indiana statute regarding the appeal process. Discussion was had on the amount of communications with Vectren and what was or was not said in the communications with Vectren. Rininger stated that he understands that Murphy is upset about the way she was treated, but the appeal process has very little to do with that. Logsdon stated that according to state statute the commissioners can only rule on whether the applicant should receive the money applied for or not and can not get involved in personality disputes. The sister of Murphy spoke on her behalf and Jim Stokes spoke on behalf of Rapp. Rininger stated that the reason for the appeal is no longer an issue because the power is back on.

Engineer Report

600W - Lloyd stated that Ivan Kuehn would like the county to take over the roads which were built through his housing development. Lloyd and Painter have inspected the roads and recommend the county accept the roads. Logsdon made a motion to accept the roads as county roads. Gogel seconded. All in favor.

Orchard Road – Lloyd stated that URS has submitted an \$8,350 change order due to the rights-of-way having to be engineered for three parcels instead of one parcel. Even with the change URS is still the lowest proposal, and the additional funds are available. Gogel made a motion to accept the change order. Logsdon seconded. All in favor.

Vectren – Lloyd stated that she has requested that Vectren provide a bond for their use of county road rights-of-way. They were told to hold off on any work until the bond was issued. This is a separate issue from the pole replacement project. Lloyd stated that Vectren has continued to do work with out issuing the bond. Lueken stated he has been in contact with the attorney and he thinks it is resolved but that Lloyd should follow up.

Spencer County Community Band

The Spencer County Community Band requested permission to give a concert on the lawn of the courthouse on September 9th. Logsdon made a motion to give permission. Gogel seconded. All in favor.

Legal Report

Stormwater Drainage Ordinance - Lueken explained the changes made in the updated Stormwater Drainage Ordinance. Lueken stated the changes make the ordinance more consistent with Rule 5 Erosion Control. Logsdon made a motion to adopt the new Stormwater Drainage Ordinance 2007-10. Gogel seconded. All in favor.

Zoning Ordinance – Lueken presented the zoning ordinance as recommended by the Spencer County Plan Commission adding additional penalties to owners and tenants of buildings being used for sexually oriented businesses. Logsdon made a motion to adopt Ordinance 2007-11. Gogel seconded. All in favor.

Logsdon requested that in the future ordinances are either provided to the commissioners ahead of time or they are tabled to the next meeting.

Logsdon made a motion to adjourn. Gogel seconded. All in favor. The meeting was adjourned at 4:54 pm.

Board of Commissioners,

President

Attest:

Cindy Shelton, Auditor
